

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

JOE W. BYRD,

Plaintiff,

v.

No. 4:24-cv-00299-P

MINTA DELYN SPURGIN, ET AL.,

Defendants.

ORDER

The United States Magistrate Judge issued Findings, Conclusions, and Recommendations (“FCR”), recommending this case be *sua sponte* remanded to the 67th Judicial District Court, Tarrant County as removal was improper¹. ECF No. 5. After reviewing the record and the FCR, the Court determines that removal was wholly improper here and **ADOPTS** the reasoning in the Magistrate Judge’s FCR and **REMANDS** this case to the 67th Judicial District Court, Tarrant County.

SO ORDERED on this **2nd day of April 2024**.



Mark T. Pittman
UNITED STATES DISTRICT JUDGE

¹ Mr. Byrd, the plaintiff, removed the case to federal court despite 28 U.S.C. § 1441(a) providing that an action may only “be removed by the defendant or the defendants.”